

Applicant: John W. Haim
Application No.: 10/799,951

REMARKS/ARGUMENTS

Claims 3-4, 6-9 and 12-19 are pending in this application.

In the Advisory Action, the Examiner states that "the applicants have submitted a Declaration under 37 CFR §1.131 establishing a date of invention of the relevant subject matter prior to March 11, 2003." We thank the Examiner for agreeing that the date of Applicants' invention was prior to March 11, 2003.

The Examiner further states that although the Applicants have also "submitted in the Declaration that diligence was exercised from the date prior to March 11, 2003," the "Applicant has not shown evidence of facts establishing diligence." We thank the Examiner for pointing out our oversight.

Attached hereto are true and correct copies of the Invention Disclosure Form and Invention Disclosure with the date of invention redacted. **The forms are each dated January 8, 2003,** i.e. prior to March 11, 2003. The provisional application 60/454,894, upon which the above-identified application claims priority, was filed on March 14, 2003. This is a period of only 65 days. Because the inventors presented us with materials enabling us to file provisional application 60/454,894 within 65 days of the disclosure of their invention, this clearly demonstrates that diligence was exercised by the inventors. Accordingly, because diligence has been appropriately demonstrated, all remaining rejections should be withdrawn.

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If the Examiner believes that any additional minor formal matters need to be addressed in order to place this application in condition for allowance, or that a telephone interview will help to materially advance the prosecution of this application, the Examiner is invited to contact the undersigned by telephone at the Examiner's convenience.

In view of the foregoing amendments and remarks, Applicants respectfully submit that the present application, including claims 3-4, 6-9 and 12-19, is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

Haim et al.

By /Robert I. Solomon/
Robert I. Solomon
Registration No. 61,761

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

RIS/CFK/jmn
Enclosures